IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

WP(C).No. 11054 of 2007(N)

PETITIONER:

SOBHANA SURENDRAN, W/O SURENDRAN,
THANIKKAPARAMBIL HOUSE, NEDUPUZHA P.O.,
KANIMANGALAM VILLAGE, THRISSUR DISTRICT.

BY ADV. SRI.K.M.JAMALUDHEEN
SMT.LATHA PRABHAKARAN

RESPONDENTS:
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1. THE TRISSUR DISTRICT CO-OPERATIVE BANK LIMITED, REPRESENTED BY BRANCH MANAGER(MORNING BRANCH), TRISSUR.

2. THE SPECIAL SALE OFFICER, THE TRISSUR DISTRICT CO-OPERATIVE BANK LIMITED, HEAD OFFICE, KURUPPAM ROAD, TRISSUR.

R1 BY SHRI T.R. HARIKUMAR, SC.
R2 BY GOVERNMENT PLEADER (SHRI P. N. SANTHOSH)

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C) NO.11054 OF 2007 N

PETITIONER'S EXHIBITS:

EXT.P1 **TRUE COPY OF THE RECEIPTS ISSUED BY FIRST RESPONDENT DATED 28.11.2005.**

EXT.P2 **TRUE COPY OF THE SAZLE NOTICE ISSUED BY THE 2ND RESPONDENT IN MATHRUBHUMI DATED 21.3.2007.**

EXT.P3 **TRUE COPY OF THE REQUEST SUBMITTED BY THE PETITIONER TO THE SECOND RESPONDENT DATED 28.3.2007.**

//. TRUE COPY//

PS TO JUDGE

K. M. JOSEPH, J.

W.P.C. NO. 11054 OF 2007 N

Dated this the 20th June, 2007

JUDGMENT

Petitioner availed a loan. It was not repaid. Recovery is challenged. Heard the learned counsel for the petitioner and the learned counsel appearing on behalf of the respondent Bank. Petitioner prays for permission to repay the amount in instalments after giving due credit to the amount already paid. Petitioner is permitted to repay the amount remaining to be paid in eight equal monthly instalments. The respondent Bank will furnish a Statement to the petitioner showing the exact amount already paid and the remaining amount due to be paid within two weeks from today. Upon receipt of the Statement, petitioner will pay the amount in eight equal monthly instalments, the first of which shall be payable on or before 23.7.2007 and the remaining instalments shall be paid on or before the 23rd of every succeeding month. If the petitioner is entitled to any concessional benefit, the respondent Bank will consider the

same also. If the petitioner commits default of any of the instalments, petitioner will lose the benefit of this Judgment and the respondent Bank will be free to proceed against the petitioner in accordance with law.

The Writ Petition is disposed of as above.

K. M. JOSEPH, JUDGE

kbk.